

**UNITED STATES DISTRICT COURT**  
**FOR THE SOUTHERN DISTRICT OF NEW YORK**

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DATE FILED: 5/7/2018

BENJAMIN MICHAEL MERRYMAN, AMY  
WHITAKER MERRYMAN TRUST, B  
MERRYMAN AND A MERRYMAN 4TH  
GENERATION REMAINDER TRUST, and  
CHESTER COUNTY EMPLOYEES  
RETIREMENT FUND, individually and on  
behalf of all others similarly situated,

Plaintiffs,

v.

JPMORGAN CHASE BANK, N.A.,

Defendant.

Civil Action No. 1:15-cv-09188-VEC

**STIPULATION AND ~~PROPOSED~~ ORDER**

WHEREAS Plaintiffs Benjamin Michael Merryman, Amy Whitaker Merryman Trust and B Merryman, A Merryman 4th Generation Remainder Trust and Chester County Employees Retirement Fund (“Plaintiffs”) and Defendant JPMorgan Chase Bank, N.A. (“JPM”) (together with Plaintiffs, “Parties”) entered into a Stipulation and Protective Order, which was entered by the Court on April 7, 2017 (ECF No. 67) (“Protective Order”); and

WHEREAS the Protective Order applies to “Material produced by third parties, who by joint stipulation of the Parties filed prior to any production, agree to be governed by this Protective Order” (Protective Order at ¶¶ I.B,C, E); and

WHEREAS Plaintiffs served subpoenas on third party Equiniti Trust Company (“Equiniti”) on March 2, 2018 and May 3, 2018 (collectively, “Equiniti Subpoenas”); and

WHEREAS Equiniti served responses and objections to the March 2, 2018 subpoena on April 2, 2018, and will serve responses and objections to the May 3, 2018 subpoena; and

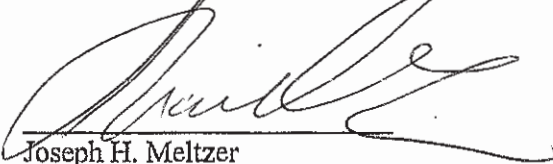
WHEREAS Equiniti wishes to produce documents pursuant to the Equiniti Subpoenas; and

WHEREAS Plaintiffs, JPM and Equiniti wish that Equiniti be bound by the Protective Order for the limited purpose of responding to the Equiniti Subpoenas.

NOW, THEREFORE, subject to the approval of the Court, it is hereby stipulated and agreed:

1. Equiniti shall be bound by the Protective Order for the limited purpose of responding to the Equiniti Subpoenas.
2. Pursuant to the Protective Order, in responding to the Equinity Subpoenas, Equiniti may stamp material that it produces as “Confidential” or “Highly Confidential.”

SO STIPULATED AND AGREED:



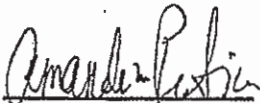
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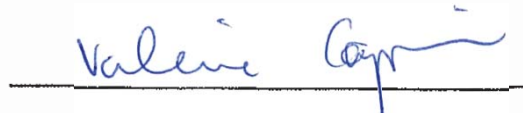


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*Attorneys for Non-Party Equinili Trust  
Company*

SO ORDERED.

Dated: May 7, 2018



VALERIE E. CAPRONI, U.S.D.J.